



## TOWN OF TYNGSBOROUGH

Office of the Selectmen

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### Selectmen's Meeting Minutes

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Monday September 24, 2007

6:00 P.M.

Town Offices

Members present: Selectman Jay Booth, Selectwoman Jacqueline Schnackertz,  
Selectman Kevin O'Connor, and Selectman Rich Lemoine

Absent: Selectwoman Karyn Puleo,

Staff Present: Town Administrator Rosemary Cashman and  
Admin Assistant Therese Gay

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The Chairman call the meeting to order, the Board and staff were introduced. The Clerk read the evening's agenda.

1. 6:00 P.M. Public Hearing – Liquor License Transfer – The Liquor Shop, 440 Middlesex Road

The Board voted unanimously on a motion by Selectman O'Connor, second by Selectwoman Schnackertz to open the public hearing. Selectwoman Schnackertz read the legal notice published in the local newspaper. The Board voted unanimously on a motion by Selectwoman Schnackertz, second by Selectman O'Connor to waive the reading of the abutters list. Attorney Curtis and Mr. Miamis are requesting a transfer of the Flint Pond Enterprise All Alcoholic Beverages Retail Sales License. Mr. Miamis is leasing space at the TJ Maxx Mall and will have a final plan available once the property owners have reviewed and given the okay. Mr. Miamis owns a retail license in the City of Lowell and has operated the store since 1991. The application is in order. Mr. Miamis does not have TIP Certification but will acquire the certification before he opens. He hopes to open before Thanksgiving. There were no abutters present to speak for or against this petition. Attorney Nicosia representing the sellers spoke in favor of this transfer. Hearing no further discussions the Chair entertained a motion from the Board. The Board voted unanimously on a motion by Selectman O'Connor, second by Selectman Booth to close the hearing. The Board voted unanimously on a motion by Selectman O'Connor, second by Selectman Booth to approve the license transfer as presented.

2. Storm Water Management Plan Approval

After discussions the Board voted unanimously on a motion by Selectman O'Connor, second by Selectwoman Schnackertz to approve the Storm Water Management Plan as presented.

3. Special Town Meeting

1. Review Warrant Articles

The Finance Committee has joined the Board of Selectmen to review the Special Town Meeting Warrant. The Finance Committee voted unanimously on a motion by Member Times, second by Member Gabriel to call their meeting to order.

Members Present: John Griffin, Ken Times, Colleen Gabriel, Fred Perrault and Rob Mullin.

The Selectmen and the Finance Committee joined in a meeting to review the warrant articles. The Selectmen's Clerk read each articles.

The Selectmen and Finance Committee reviewed the articles and discussions ensued. After discussions the Board of Selectmen voted unanimously on a motion by Selectman O'Connor, second by Selectwoman Schnackertz to recommend article 14 to accept the gift of land. The recommendations of the remaining articles will take place on Monday October 1, 2007 starting at 6:00 P.M.

## 2. Approve Warrant for Posting

After review the Board voted unanimously on a motion by Selectwoman Schnackertz, second by Selectman O'Connor to approve the Tuesday October 9, 2007 Special Town Meeting Warrant for Tuesday September 25, 2007 posting.

## 4. Elementary School Building Project: Debt Exclusion

After discussions the Board voted unanimously on a motion by Selectman O'Connor, second by Selectwoman Schnackertz to request that the State exclude \$150,000 of debt for the Elementary School Building Project from the limits of Proposition 2½.

The Finance Committee voted unanimously on a motion by Member Times, second by Member Mullin to adjourn their meeting. The Finance Committee adjourned at 7:30 P.M.

## 5. Citizen's Time

No one came forward this evening.

## 6. Other Business (if necessary)

### A. One Day License Application – GLTHS Scholarship Foundation Committee

The Board voted unanimously on a motion by Selectman O'Connor, second by Selectwoman Schnackertz to grant the one day special license as presented.

### B. Tyngsborough Bridge

After discussions the Board has asked that the Town Administrator write a letter to the State asking them to estimate the time-delay if the temporary bridge becomes part of the project. Once the delay time is known the Board will host a public hearing to receive input from the town residents.

## 7. Correspondence

The Board voted unanimously on a motion by Selectwoman Schnackertz, second by Selectman O'Connor to accept the correspondence read this evening.

## 8. Selectmen's Notes

Selectwoman Schnackertz reminded the viewers that the Board is looking for volunteers to serve on the Government Study Committee and the Bicentennial Steering Committee. Interested parties should send a letter of interest to the Town Administrator's office. Selectman O'Connor announced he would be attending the NMCOG and the LRTA meetings as the Board's representative and will attend the

veterans' breakfast served at the Multi Service Center. Selectman Lemoine recognized Bob Flynn of NMCOG who is retiring after 20 years of service. Congratulation to Beverly Woods on her promotion to Director.

9. Town Administrator's Notes

The Campground cleanup has begun, we received 9 bids and James G. Grant, Inc was awarded the bid. The Board will need to work on setting policy on the use of the campground. The Town Center Study RFP is nearly complete. Dabilis Avenue has been accepted and recorded.

A motion was made by Selectwoman Schnackertz to enter into Executive Session for the purpose of discussing personnel and to return to open session only to adjourn, second by Selectman O'Connor.

Roll Call Vote: Selectman Jay Booth, yes; Selectwoman Jacqueline Schnackertz, yes; Selectman Kevin O'Connor, yes; and Selectman Rich Lemoine, yes.

10. Executive Session (If Necessary)

A. Collective Bargaining

Selectman O'Connor recused himself from the executive session due to a conflict.

The Board exited Executive Session at 8:30 P.M.

11. Adjournment

The Board voted unanimously on a motion by Selectwoman Schnackertz to adjourn the meeting, second by Selectman Booth.

The meeting adjourned at 8:30 P.M.

Respectfully submitted,

Therese Gay  
Admin Assistant

Approved on \_\_\_\_\_